

Serial No. 09/994,846
Docket No. FJ-2001-030-US

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REMARKS

Entry of this Amendment is proper under 37 CFR §1.116, since no new claims or new issues are presented. The Examiner seems to have failed to recognize the significance of the plain meaning of the language of the previous Amendment.

Claims 1-14, all the claims presently pending in the application, are rejected only on prior art grounds.

It is noted that Applicant specifically states that no amendment to any claim herein should be construed as a disclaimer of any interest in or right to an equivalent of any element or feature of the amended claim.

All claims stand rejected under 35 U.S.C. § 102(b) as being anticipated by Parker (in the book, The Complete Idiot's Guide to Microsoft Front Page 2000, 1999).

This rejection is respectfully traversed in the following discussion.

I. THE CLAIMED INVENTION

As described by, for example, claim 1, the present invention is directed to a homepage creation and update program which causes a plurality of image files to be displayed and allows a user to select a desired image and to indicate one of homepage creation and update using the selected desired image.

The homepage creation and update program causes a computer to display a plurality of stored images and allow the user to select a desired image. The homepage creation and update program automatically arranges, when the user selects a plurality of desired images and indicates beginning of the homepage creation process, the selected plurality of images according to image information stored in each image file. That is, no user or manual intervention is required for such arrangement and the user merely selects the desired images and indicates (e.g., "clicks on") beginning of the home page creation process.

The image information for the arrangement can be at least one of image width, image height, image direction, image resolution, trimming, and zooming.

II. THE PRIOR ART REJECTION

The Examiner alleges that "The Complete Idiot's Guide to Microsoft FrontPage 2000" anticipates the present invention as defined by the claims. Applicant respectfully disagrees.

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Although it can reasonably be described as eliminating the need for the user to develop HTML code for homepage generation, the tool described in this reference fails to provide all the features of the invention described by the claims.

More specifically, the present invention can automatically lay out the selected images according to image information stored in each image file. Applicant submits that this feature differs from, for example, Frontpage, wherein the user's operations are used to change the sizes of the images and/or otherwise determine the image layout.

Applicant submits that Microsoft FrontPage fails to reasonably teach or suggest this unique combination of features of the present invention and that the rejection is unreasonable, based on this point of an automatic layout using information stored with the images.

In Paragraph 4 on page 5 of the Office Action, the Examiner alleges that pages 86-96 teaches the invention described by the independent claims. Applicant traverses the Examiner's seemingly implied characterization that there is an automatic layout of images according to information in the image files.

Applicant can find no reference in any of these pages of an automatic layout of images in accordance with information in the image files. Indeed, the Examiner even seems to assert that the user must make arrangement choices and changes. Instead, these pages are directed to a user placing a picture on a page (see pages 86-90) and the user changing picture properties such as aligning a picture with text, adding space around an image, resizing an image, etc. (e.g., see pages 92-96). Each of these operations requires user intervention and certainly are not performed automatically, nor do they teach or suggest automatically arranging after the user indicates homepage creation.

Therefore, Applicant submits that one of ordinary skill in the art would not agree that these pages anticipate the claimed invention described by independent claims 1 and 8.

If the Examiner wishes to maintain the rejection based on these pages in Microsoft FrontPage 2000, Applicant requests that the Examiner point to specific lines that support the capability of an automatic arrangement of images, upon a user indicating to begin homepage creation and in accordance with image information stored in each image file.

Hence, turning to the clear language of the claims, in Microsoft FrontPage 2000, there is no teaching or suggestion of: "... arranging, when the user selects a plurality of desired images and indicates beginning of the homepage creation process, the selected plurality of

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images automatically according to image information stored in each image file", as required by independent claim 1. Independent claim 8 has similar language.

Accordingly, Applicant respectfully requests that the Examiner reconsider and withdraw the rejection based on Microsoft FrontPage 2000.

III. FORMAL MATTERS AND CONCLUSION

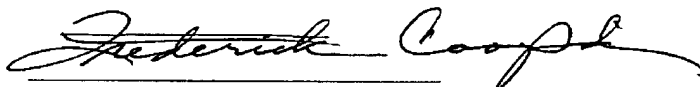
In view of the foregoing, Applicant submits that claims 1-14, all the claims presently pending in the application, are patentably distinct over the prior art of record and are in condition for allowance. The Examiner is respectfully requested to pass the above application to issue at the earliest possible time.

Should the Examiner find the application to be other than in condition for allowance, the Examiner is requested to contact the undersigned at the local telephone number listed below to discuss any other changes deemed necessary in a telephonic or personal interview.

The Commissioner is hereby authorized to charge any deficiency in fees or to credit any overpayment in fees to Attorney's Deposit Account No. 50-0481.

Respectfully Submitted,

Date:

2/24/05

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CERTIFICATION OF TRANSMISSION

I certify that I transmitted via facsimile to (703) 872-9306 this Amendment under 37 CFR §1.116 to Examiner T. Zhou on February 24, 2005.



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